

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

In re PLAINS ALL AMERICAN PIPELINE, L.P. SECURITIES LITIGATION	§	Lead Case No. 4:15-cv-02404
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§  
§ CLASS ACTION

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This Document Relates To:

§ Judge Lee H. Rosenthal

ALL ACTIONS.

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**STIPULATION OF DISMISSAL OF ING BANK N.V.**

Plaintiffs filed a Consolidated Amended Complaint on January 29, 2016 (Dkt. No. 70) naming ING Bank N.V. as a defendant in this action. The Consolidated Amended Complaint identified ING Bank N.V. as an underwriter of the April 2014 Notes Offering and the December 2014 Notes Offerings, as defined in the Consolidated Amended Complaint, for purposes of §§11 and 12(a)(2) of the Securities Act of 1933. ING Bank N.V. was identified in the offering documents as an underwriter for the April 2014 Notes Offering. However, defendant ING Bank N.V. represents and warrants that it was identified erroneously as an underwriter for the April 2014 Notes Offering. ING Bank N.V. further represents and warrants that it did not transact in the notes offered as part of the April 2014 Notes Offering or the December 2014 Notes Offerings and did not conduct due diligence as part of either of those offerings. ING Financial Markets LLC represents and warrants that it, not ING Bank N.V., was the ING entity that served as an underwriter of the April 2014 Notes Offering and the December 2014 Notes Offerings. To date, ING Bank N.V. has not yet been served or appeared in this action.

THEREFORE, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, and based on the foregoing representations and warranties, plaintiffs and ING Bank N.V. stipulate to the dismissal of all claims against ING Bank N.V. without an award of costs or fees.

DATED: April 27, 2016

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CERTIFICATE OF SERVICE

I hereby certify that on April 27, 2016, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I caused to be mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on April 27, 2016.

s/ DARRYL J. ALVARADO  
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